IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

PRESENT
THE HON'BLE MR JUSTICE R.SUBHASH REDDY
WRIT PETITION NO : 26757 of 2000

Dated 30th November,2006.

Between

P.V. Bharadwaja
…Petitioner

and

The Secretary & Correspondent,
Vidyabhvardhini Sangham AVV High School (Aided)
Bapatla, Guntur District and ors.

…Respondents.

THE HON'BLE MR JUSTICE R.SUBHASH REDDY

WRIT PETITION NO : 26757 of 2000

ORDER:

In this Writ Petition, the petitioner seeks declaration that he is eligible and entitle for promotion to the post of Headmaster.

Vidyabhivardhini Sangham A.V.V. High School is an aided high school in Bapatla of Guntur District. Consequent to retirement of regular Headmaster, the management of the said school had made temporary arrangement giving full additional charge to the fourth respondent herein. It is the case of the petitioner that he possesses Basha Praveena, B.O.L. and also Pandit Training which is equivalent to B.Ed and is qualified. It is stated that on the ground

that the petitioner is not qualified, his case was not considered for appointment as Headmaster though he is the senior-most teacher in the school.

Counter affidavit is filed on behalf of the respondents stating that after retirement of the regular headmaster, management made only temporary arrangement by appointing the senior-most B.Ed Assistant as Headmistress of the school till regular headmaster is posted. It is further stated that meanwhile there was a change in correspondentship and the same is yet to be approved by the competent authority. It is further submitted that the new correspondent has not submitted any proposals for filling-up of the post of headmaster.

Whether the petitioner is eligible or not is a matter which is required to be considered by the competent authority when the proposals are sent by the management of the school. It is the case of the petitioner that Telugu Pandit Training course is equivalent to B.Ed as per G.O.Ms.No. 90, 6-2-1974. As much as no proposals are sent by the management, no declaration can be issued at this stage as prayed by the petitioner that he is eligible and entitle for promotion to the post of Headmaster. But however, as the petitioner is claiming that he is the senior-most teacher and eligible and qualified for promotion to the post of headmaster, I dispose of the Writ Petition directing the respondents to consider the case of the petitioner along with other eligible candidates by taking into account G.O.Ms.No. 90, dated 6-2-1974 as and when regular post of headmaster is filled.

Subject to the above direction, the Writ Petition is disposed

of. No order as to costs.

JUSTICE R. SUBHASH REDDY

DATE: 30-11-2006.
Msnr.